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## STATE OF UTAH OIL & GAS CONSERVATION COMMISSION

SALT LAKE CITY, UTAH

Lease No. 289590
Public Domain
Indian

Fee and Patented.....

#### SUNDRY NOTICES AND REPORTS ON WELLS

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INSTRUCTIONS: A plat or map must be attached to this form showing the location of all leases, property lines, drilling and producing wells, within an area of sufficient size so that the Commission may determine whether the location of the well conforms to applicable rules, regulations and orders.

## CONSOLIDATED OIL INVESTMENTS, INC.

WM. J. MOORE, JR. c/o SHOWBOAT HOTEL LAS VEGAS, NEVADA Telephone DUdley 2-7575 CHARLES E. WHYTE

130 DOROTHY

GRAND JUNCTION, COLORADO

Telephone CHapel 2-4201

760 Teller Cive.

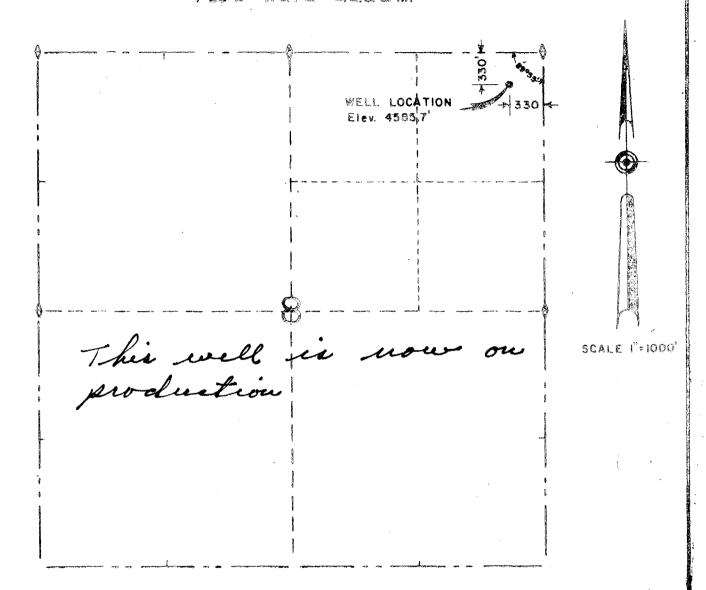
Dear Mr. Keight:Wauld you please send
me a copy of the approval.
Thank you very much
Yours Truly
Charles whyte

WELL LOCATION

NE / NE / NE / SECTION 8

T20 S R24 E S.L.B.B.M.

N



Elevation referred to U.S.C. & G.S.

I, Richard J. Mandeville do hereby certify that this plot was plotted from notes of a field survey made under my supervision on February 6, 1960.

Registered Engineer & Land Surveyor

WESTERN ENGINEERS

GRAND COUNTY, UTAH

SURVEYED WAS.

Grand Junction,Colo. 2/8/60

## THE TRAVELERS

THE TRAVELERS INSURANCE COMPANY · THE TRAVELERS INDEMNITY COMPANY



LOS ANGELES OFFICE 3600 Wilshire Boulevard Los Angeles 5, California Telephone: DUnkirk 1-2525

The State of Utah Utah Oil and Gas Commission 310 Newhouse Building 10 Exchange Place Salt Lake City, Utah

RE: Raphael Pumpelly
550 Paseo Mirama
Pacific Palisades, Calif.
Drilling & Plugging Bond
Bond No. 835198
Amount: \$5,000.00
Dated Feb. 10, 1960

Dear Sir:

We, the undersigned, are Surety on the above captioned bond written in your favor.

Please advise if our liability under the above bond is to continue, or if it is in order to terminate this bond.

A self-addressed envelope is enclosed for your convenience in replying.

Thank you for your courtesy in this matter.

Very truly yours,

THE TRAVELERS INDEMNITY COMPANY

K. M. Dulin.

Attorney-in-Fact

KMD: pm

#### February 23, 1960

Mr. Raphael Pumpelly 550 Pasco Miramar Pacific Palesades, California

Dear Mr. Pumpelly:

This is to acknowledge receipt of your notice of intention to drill Well No. Fee 1, which is to be located 330 feet from the north line and 330 feet from the east line of Section 8, Township 20 South, Range 24 East, SLBM, Grand County, Utah.

Please be advised that approval to drill said well is hereby granted.

This approval terminates within 90 days if the above mentioned well is not spudded in within said period.

Please take note that should it become necessary to plug and abandon said well you are hereby requested to give advance notice of the date and time said plugging will take place to one of the following named persons, by phone or otherwise, in order that our petroleum engineer may be present to inspect the manner in which the well is being plugged:

C. B. Feight, Executive Secretary:
Office Phone: DA 8-0701 or DA 2-4721, Ext. 438
Home Phone: HU 5-2721

H. G. Henderson, Chief Petroleum Engineer: Office Phone: DA 8-0701 or DA 2-4721, Ext. 438

Home Phone: DA 2-4496

All other forms of communication should be directed to the commission at 310 Newhouse Building, 10 Exchange Place, Salt Lake City 11, Utah.

Yours very truly,

OIL & GAS CONSERVATION COMMISSION

CLEON B. PEIGHT EXECUTIVE SECRETARY

CBF: co

cc: Consolidated Oil Inv. Attn: Charles Whyte June 23, 1960

Mr. Charles Whyte 960 Teller Avenua Grand Junction, Colorado

Dear Sir:

Mr. Harvey L. Counts, our engineer in Moab, Utah, has informed us that you are drilling the R. Pumpelly No. 1, MEk of the MWk, Section 8, Township 20 South, Range 24 East, SLMM, Grand County, Utah, Without the use of blow-out prevention equipment.

It is Mr. Coonts' opinion that this equipment should be installed in accordance with Rule C-8 of the General Rules and Regulations and Rules of Practice and Procedure. You are therefor requested to install such blow-out prevention equipment immediately.

Yours very truly,

OIL & GAS CONSERVATION COMMISSION

ROBERT L. SCHMIDT CHIEF ENGINEER

RLS:co

cc: Mr. Harvey L. Coonts U O&GCC - Mosb, Utah

#### OFFICE OF THE ATTORNEY GENERAL STATE CAPITOL SALT LAKE CITY 14, UTAH

November 16. 1960

Mr. Charles Whyte 960 Teller Avenue Grand Junction, Colorado

Dear Mr. Whyte:

I have been notified by the Utah Oil and Gas Conservation Commission that after you filed your notice of intention to drill, you have not as yet complied with Rule C-22 of the Oil and Gas Conservation Commission, which requires a drilling report to be filed on or before the sixteenth of every succeeding month after drilling operations were initiated.

I suggest you contact the Oil and Gas Conservation Commission, 310 Newhouse Building, 10 Exchange Place, Salt Lake City, to obtain forms to comply with this regulation.

If you fail to comply with the regulation, we will be forced to enjoin you by court action.

If your lease is a State lease, a viclation of the Oil and Gas Commission Rules may result in your lease being cancelled.

Please govern yourself accordingly.

Sincerely,

IS/ RMB RONALD N. BOYCE

Assistant Attorney General

RNB/jrg

cc: Oil and Gas Conservation Commission

Form OGCC 4



Salt Lake City 14, Utah

### REPORT OF OPERATIONS AND WELL STATUS REPORT

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8 - E -	-	Range	No.	*Status	Bbls.	Bbls.	MCF's	REMARKS  (If drilling, Depth; if shut down, Cause; Date & Results of Water Shut-Off Test; Contents of Gas; and Gas-Oil Ratio Test)
É	203	24E						Drilling - 1373
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							i	

NOTE: Report on this form as provided for in Rule C-22. (See back of form.)

FILE IN DUPLICATE

\*STATUS: F-Flowing

P-Pumping GL-Gas Lift D-Dead on TA-Temp. Aban. SI-Shut In

GI-Gas Injection

WI-Water Injection

December 28, 1960

Mr. Charles Whyte 960 Teller Avenue Grand Junction, Colorado

Dear Sir:

Mr. Harvey L. Coonts, our engineer in Moab, Utah, has informed us that you are drilling below 1500 feet on the R. Pumpelly No. 1, NEt of the NWt, Section 8, Township 20 South, Range 24 East, SLBM, Grand County, Utah. Mr. Coonts also states that the Guiberson control head, which I gave you verbal approval to use in lieu of a blow-out preventer, is placed in the cellar in such a way as to be difficult to operate in case of an emergency. In view of this, and the fact that you are drilling deeper than anticipated when you received approval to utilize the Guiberson control head, you are requested to install approved blow-out prevention equipment immediately in accordance with Rule C-8(e), General Rules and Regulations and Rules of Practice and Procedure, State of Utah Oil and Gas Conservation Commission.

Very truly yours,

OIL & GAS CONSERVATION COMMISSION

ROBERT L. SCHMIDT CHIEF PETROLEUM ENGINEER

RLS:co

cc: Harvey L. Coonts U O&GCC - Moab

#### NOTE

Verbal approval was given Mr. Charles Whyte, to use a full opening valve on the top of the casing in lieu of a blow-out preventor.

Form OGCC-3

#### STATE OF UTAH

### OIL & GAS CONSERVATION COMMISSION

Salt Lake City, Utah

To be kept Confidential	until _	May	20	, /	96	/
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(OVER)



The Travelers

The Travelers Insurance Company The Travelers Industry Company Jame 9, 1961

STANCH COVICE
STO Wort Sinth Street
LOS ANGELES 14, CALIFORNIA
Friendres MARIN A 4255

The State of Wtah Wtah Gil and Gas Commission 310 Norhouse Building 10 Exchange Place Salt Lake City 11, Wtah

RAPHARL PUMPRILY
550 Passes Minemay, Pacific Palicedos.
Brilling and Pangridg Bond
Bond No. 835168 - 5,000
Bated: Polyagy 10, 1960

41.

Dear Sir:

We, the undersigned, are Surety on the above captioned bond written in your favor.

Please advise if our liability under the above bond is to continue, or if it is in order to terminate this bond.

A self-addressed envelope is enclosed for your convenience in replying.

Thank you for your courtesy in this matter.

Very truly yours,

THE TRAVELERS INDESCRIPT COMPANY

By: Attorney-In-Pac

15/eg

Gentlemen:

The above-mentioned bond cannot be terminated until the Well which the bond covers is satisfactorily plugged and abandoned. At the present time the Pumpelly well is classified as a "producing well". Until the well no longer produces oil or gas and is plugged and abandoned, liability under your bond will remain in effect. A SAS CONSERVATION CONSERVATION CONSERVATION CONSERVATION CONSERVATION CONSERVATION CONSERVATION CONSERVATION CONSERVATION.

#### October 4, 1961

Ronald N. Boyce
Assistant Attorney General
Office of the Attorney General
Salt Lake City, Utah

Dear Ron:

The Raphael Pumpelly Company, 550 Pasco Miramar, Pacific Palisades, California, has refused to file a "Monthly Report of Operations and Well Status Report" (Form OGCC-4) as well as a "Monthly Oil & Gas (Sales) Production Report" (Form OGCC-5) on the oil they have been producing from their well located in the NEW of Section 8, Township 20 South, Range 24 East, Grand County, Utah.

\*e have been advised that the above mentioned well has been producing for some time and that the oil produced is being sold to a refinery at Rangely, Colorado. The well was completed as a producing oil well on December 30, 1960.

Would you please write a letter to these people explaining that if they don't file the forms OGCC-4 and OGCC-5 as required, within two-weeks, that you will be forced to take the necessary action.

Anything you can do to help us out will be appreciated.

Yours very truly,

OIL & GAS CONSURVATION COMMISSION

CLEON B. FEIGHT EXECUTIVE SECRETARY

CBF:cp

Mr. C.B. Feight
State of Utah Oil and Gas Conservation Commission
310 Newhouse Building
10 Exchange Place
Salt Lake City 11, Utah

Oct. 17, 1961

Dear Mr. Feight:

Per notification from Mr. Ronald Boyce dated October 6th., I am enclosing filled out and executed forms OGCC-4 and OGCC-5 relating to the Eppie C #1 well in Section 8, T 20 S, R 24 E, Grand County.

I am sincerely sorry to have failed in my duty to comply with Rule C-6 of the Regulations of the Commission. I had the mistaken idea that in an operation as small as mine it would be proper to turn in a full report at the end of the calender year. However, I certainly do not plead ignorance to be an excuse. I will have a report mailed to your office each menth upon receipt of my run tickets.

I have not been on the lease or in Utah since August when Charlie Whyte twisted off. He fished for three collars until two weeks ago. Per a phone call from him Sunday he will be making hole again this coming week. He is now living in a trailer on the cutskirts of Grand Junction and has no phone where I can reach him. I will mail you a report on the progress of the Eppie C # 2 immediately upon hearing from him in the next three or four days.

Sincerely yours,

CG/RP

CC: Mr. Ronald N. Boyce

TRAVELERS THE TRAVELERS INSURANCE COMPANY - 1445 TRAVELERS INDEMNUTE COMPANY

June 26, 1963

LOS ANGELES OFFICE 3600 Wilshire Boulevard Los Angeles 5, California Telephone: DUnkirk 1-2525

The State of Utah Utah Oil and Gas Commission 310 Newhouse Building 10 Exchange Place, Salt Lake City, Utah

RE: RAPHAEL PUMPELLY 550 Paseo Mirama, Pacific Palisades, California
Drilling & Plugging Bond
Bond No. 835198

Amount: \$5,000.00 Dated: Feb. 10, 1960

#### Dear Sir:

We, the undersigned, are Surety on the above captioned bond written in your favor.

Please advise if our liability under the above bond is to contime, or if it is in order to terminate this bond.

A self-addressed envelope is enclosed for your convenience in replying.

Thank you for your courtesy in this matter.

Very truly yours,

THE TRAVELERS INDEMNITY COMPANY

MS:rp

July 2, 1963 The Travelers Insurance Company 3600 Wilshire Boulevard Los Angeles 5, California Attention: M. Stevens, Attorney-in-Fact Re: Rephael Purpelly 550 Passo Mirans, Pacific Palisades, California Bond No. 835198 Gentlemen: There are three producing wells on the acreage covered by the above mentioned bond, therefore, under our rules and regulations liability under such bond must continue until the time these wells are plugged and abandoned. Incidentally, we have never received a "rider" covering the Eppie C. Fee #2 Well, located 990 feet from the north line and 330 feet from the east line of Section 8, Township 20 South, Range 24 East, Grand County, Utah. Could you please forward same as soon as possible. Very truly lyours, OIL & GAS CONSERVATION CONCISSION CLEON B. PRIGHT EXECUTIVE DIRECTOR CMF: cmp





OIL & GAS CO	NSERVATION COMMISS	(Other instructions on re ION verse side)	5. LEASE DESIGNATIO	
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<sup>16.</sup> Check	Appropriate Box To Indicate	Nature of Notice, Report, or (	Other Data	
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TEST WATER SHUT-OFF	PULL OR ALTER CASING	WATER SHUT-OFF	REPAIRING	WELL
FRACTURE TREAT	MULTIPLE COMPLETE	FRACTURE TREATMENT	ALTERING	CASING
SHOOT OR ACIDIZE	ABANDON*	SHOUTING OR ACIDIZING	ABANDONM	ENT*
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(Other)		Completion or Recomp	s of multiple completion eletion Report and Log i	orm.)
18. I hereby certify that the foregoing SIGNED (This space for Federal or State	TITLE_	Owner Operator	DATE 1=14	1-64
APPROVED BYCONDITIONS OF APPROVAL,	F ANY:		DATE	



Form OGCC-1 b.

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			T) A ME	
APPROVED BYCONDITIONS OF APPROVAL,	IF ANY:		DATE	

#### February 26, 1964

Raphael Pumpelly 550 Paseo Miramar Pacific Palisades, California

Re: Well No. Eppie C. Fee #1
Sec. S, T. 20 S., R. 24 E.,
Grand County, Utah

Well No. Eppie C. Fee #2 Sec. 8, T. 20 S., R. 24 E., Grand County, Utah

Dear Mr. Pumpelly:

It has come to the attention of this office that you have sand fraces the above mentioned wells. Would you please furnish us with the pertinent information on the operations conducted.

Very truly yours,

OIL & GAS CONSERVATION CONGUSSION

CLARELLA N. PECK RECORDS CLERK

cap

April 17, 1964 Raphael Pumpelly 550 Paseo Miramar Pacific Palisades, California Re: Well No. Eppie C. Fee #1 Sec. 8, T. 20 S., R. 24 E., Grand County, Utah Well No. Eppie C. Fee #2 Sec. 3, T. 20 S., R. 24 E., Grand County, Utah Dear Mr. Pumpelly: Please refer to our letter of February 26, 1964, in which we requested the fracing information on the above mentioned wells. Your injectiate attention in filing the pertinent information on the operations conducted will be appreciated. Very truly yours, OIL & GAS CONSERVATION COMMISSION CLARELLA N. PECK RECORDS CLERK enp

IN)

# RAPHAEL PUMPELLY 550 PASEO MIRAMAR PACIFIC PALISADES CALIFORNIA

Miss Clarella N. Peck Oil & Gas Conservation Commission 310 Newhouse Building Salt Lake City 84111, Utah

April 21, 1964

Dear Miss Peck:

I am enclosing the data re: to the fracing of my Eppie C #1 & #2 wells in the Agate Field.

These forms were filled out

by Bill for me the middle of January - and

I filed them without signing them and mailing
them on to you! I am very sorry for the delay.

With best regards,

Encl: Rp/smb

1

March 26, 1968

The Travelers 3600 Wilshire Boulevard Los Angeles, California 90005

Attention: Bond Department

Re: Raphael Pumpelly

Drilling & Plugging Bond

Bond No. 835198

#### Gentlemen:

In answer to your letter of March 20, 1968, the liability under the above mentioned bond is to continue. The wells covered by this bond have not as yet been plugged and until such time this office is unable to terminate liability under said bond.

Very truly yours,

DIVISION OF OIL & GAS CONSERVATION

SHARON CAMERON RECORDS CLERK

Form OGC-1b

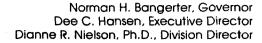
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## SUBMIT IN TRIPLICATE\* (Other instructions on reverse side)

# STATE OF UTAH DEPARTMENT OF NATURAL RESOURCES DIVISION OF OIL GAS AND MINING

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355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

November 1, 1985

Mr. Raphael Pumpelly 550 Paseo Miramar Pacific Palisades, CA 90272

Dear Mr. Pumpelly:

RE: Wells in Sec.8. T.20S, R.24E, Grand County, Utah

Several problems exist on the sites of the wells listed below and remain an ongoing concern to the Division. Based on a conversation between yourself and Mr. William Moore of this Division on October 30, 1985, the Division staff has reviewed these problems and has determined that the listed problems should be resolved within 60 days of receipt of this letter.

Well Number	Problem and Corrective Action		
Eppie C. Fee #1	Remove bent rods from road and properly dispose.		
Eppie C. Fee #5	Clean up oil, trash, and brush immediately around pump jack and wellhead.		
Eppie C. Fee #7	Install legal identification.		
Martha Eppie Fee #8	Install legal identification		

You are requested to take action to correct the listed problems within the time frame specified. Please submit written notice to the Division upon completion of any corrective action taken at each well site so that follow up inspections can be arranged. Thank you for your prompt attention in this matter.

Since gely,

John R. Baza

Petroleum Engineer

WM/sb

cc: D. R. Nielson

R. J. Firth

Well files

9686T-95

# RAPHAEL PUMPELLY 550 PASEO MIRAMAR PACIFIC PALISADES CALIF. 90272

August 8, 1989

Verl Rose P.O. Box 26 Loma, Col. 81524

#### REGISTERED RETURN RECEIPT REQUESTED

Dear Verl:

I am writing this letter to give you permission to plug the Eppie C #1 and Eppie C #5 wells in the Agate field and to produce and sell oil from the Eppie C #2 well providing you pay the 17-1/2% royalty to Ted Capansky and a 2-1/2% overriding royalty to my son, Raphy Pumpelly. Raphy is to use this ORR to cover the cost of carrying liability insurance on the operation.

It is my understanding with you from our phone conversation of last week that I am to allow you to operate and produce from the Eppie C #2 well under my existing bond from Travelers Insurance until June 15, 1990 at which time you are to have acquired your own bond to operate under, which will include your obligation to the State of Utah to plug the Eppie C #2 when it is no longer commercial for you to operate, and it is also my understanding that in return for your being allowed to operate and sell product from the Eppie C #2 well (including the use of my bond until June 15, 1990) that you are to plug the Eppie C #1 and Eppie C #5 wells to the satisfaction of the Oil and Gas Board, free of cost and liability to me.

I enclose a copy of the division of interest on the Eppie C #4 well which shows the working interest as:

12.50% held by William Maxiener,

6.25% held by Pauline Staver,

5.00% held by Bill Bush,

5.00% held by yourself,

and a 2-1/2% O.R.R. held by the family of Leonard Autin, leaving a total royalty against the #4 well of 20%.

I will contact Sam Suplizio of Home Loan & Investment in Grand Junction to find out the cost of covering your work on the lease.

There is no liability insurance on the Eppie Capansky lease at this

FANG (277) ZEO.2044 213-454-1472 CABLE CODE: PUMPOVER writing. This letter is sent to you registered return receipt requested.

If you are still interested in and producing from the #4 well, I must have Andy William's firm draw up a Farm-out agreement for you to operate under with reports and billings to be mailed monthly to the outstanding Working Interest holders.

My best to you,

Raphael Pumpelly

cc: Ted Capansky

Deglace John Joles

RECEIVED
OCT 10 1989

DIVISION OF OIL, GAS AND MINING

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(3/89) See attachment.

See Instructions On Reverse Side OIL, GAS, AND MINING PATE: 10-20-89

RECEIVED OCT 10 1989

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DIVISION OF OIL, GAS AND MINING

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CONDITIONS OF APPROVAL, IF ANY:		DATE

# RAPHAEL PUMPELLY 550 PASEO MIRAMAR PACIFIC PALISADES CALIF. 90272

August 8, 1989

Verl Rose P.O. Box 26 Loma, Col. 81524

#### REGISTERED RETURN RECEIPT REQUESTED

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I will contact Sam Suplizio of Home Loan & Investment in Grand Junction to find out the cost of covering your work on the lease.

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213-454-1472
CABLE CODE: PUMPOVER

PETROLEUM EXPLORATION

Mr. Verl Rose August 8, 1989

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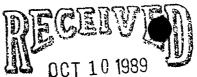
My best to you,

Raphael Pumpelly

cc: Ted Capansky

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STATE OF UTAH
DIVISION OF OIL, GAS AND MINING

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18. I hereoy certify that the foregoing is true and correct  SIGNED VILL ROSE TITLE PRINTING DATE 10-4-89  (This space for Federal or State office use)  APPROVED BY TITLE	former		5
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Eppie

## Division of Oil, Gas and Mining PHONE CONVERSATION DOCUMENTATION FORM

Well Files Eppic C 1,2,45 [] Suspense (Return Date)	Other (opy-vie
(Location) Sec 8 Twp 205 Rng 248 (To - Initials) (API No.) +3 - 019 +5 772 (To - Initials)	
Date of Phone Call: Time:	11:40
DOGM Employee (name) Zicky Talked to:	(Initiated Cally)
Name Mr. Rumpelly (Initiated Call []) of (Company/Organization) Raphall Rump ific Falings of	
Topic of Conversation: Selling wells on	just designation
operator?	
Highlights of Conversation:  Verl Rose (Marsha)  Box 26  Joma Co 81524  303-858-9297	
farming loase (designation gestes He wants to retain his inte	
Designation of Operator forms sent b Designation of Oper form recid - 11-17-89 which includes Eppile C 1, 2, 4, 5 No "Notification of Lease Sale or Transfer", still responsible ors	
Designation of Open John relia Coverin	ny Eastern 1/2 of sec 8

### DESIGNATION OF AGENT OR OPERATOR - FORM 5



The undersigned is, on record, the holder of oil and gas lease
LEASE NAME: CAPANSKY
LEASE NUMBER:
and hereby designates
NAME: VERL ROSE
ADDRESS: P.O. Box 26, Loma, Colorado 81524
as his agent/operator, with full authority to act in his behalf in complying with the terms of the lease and regulations applicable thereto and on whom the Division Director or Authorized Agent may serve written or oral instructions in securing compliance with the Oil and Gas Conservation General Rules and Procedural Rules of the Board of Oil, Gas and Mining of the State of Utah with respect to (describe acreage to which this designation is applicable):
OIL AND GAS
East Half of Section 8. Township  20 South, R24 East, Grand County,
Utah. JRB GLH
Lease filed of Record Nov. 30, 1961, Book 104, Page 419-22.
I-TAS
Eppie C 3 MICROFILM /
1.2, 4, 5 (Copies)
API 43-019-15772 43-019-15774 6-745-Operator chan
It is understood that this designation of agent/operator does not relieve the lessee of responsibility for compliance with the terms of the lease and the Oil and Gas Conservation General Rules and Procedural Rules of the Board of Oil, Gas and Mining of the State of Utah. It is also understood that this designation of agent or operator does not constitute an assignment of any interest in the lease.
In case of default on the part of the designated agent/operator, the lessee will make full and prompt compliance with all rules, lease terms or orders of the Board of Oil, Gas and Mining of the State of Utah or its authorized representative.
The lessee agrees promptly to notify the Division Director or Authorized Agent of any change in this designation.
Effective Date of Designation 2002.15-89 By: Shoul Perce (signature)
Company 550 Poseo Musacuar Title: Occoses  Address Pacific Policiale  Colif. 90272  Phone: 213/454-1472
THOUGH .

RAPHAEL PUMPELLY 550 PASEO MIRAMAR PACIFIC PALISADES CALIF. 90272



Nov. 15, 1989

Dear Min Carney,

making the Forens.

I ded not know

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include the both - page of the recording

Nov. 30, 1961.

The to Warf - marche Rose

Thanking you

FAX: (213) 453-2044 213-454-1472 CABLE CODE: PUMPOVER NOV 17 1989

Antry No. 2965 40 Filed for record Nov 30 1961 at 10 Am

Proposition page 419-12 Esther Somewille Recorder Grand Co., Ut as.

OIL AND GAS LEASE

OH, who was and between JERKY PHILLIPS and EPPY CAPANSKY, General Delivery,

Cisco, Utah, hereinafter called "Lessors"; and RAPHAEL PUMPELLY, 550 Pasco

Miramar, Pacific Palisades, California, mereinafter called "Lessee";

That the Lessors, for and in consideration of One Dollar and other valuable considerations, the receipt of which is hereby acknowledged, and of the covenants and agreements hereinafter on the part of Lessee to be paid, kept and performed, do hereby grant, devise, lease and let unto the Lessee, for the sole and only purpose of mining and operating for oil and gas, the following described real estate in Grand County, Utah, to-wit:

WITNESSETH:

The East half of Section 8, Township 20 South, kange 24 East of the S.L.M.

upon the following terms and conditions, to-wit:

- 1. Subject to the covenants hereinafter contained to be kept and performed by Lessee, it is agreed that this lease shall remain in force and effect so long as oil or gas or either of them is produced from said land by Lessee.
- 2. Lessee agrees to deliver to the credit of Lessors, free of cost, into tank reservoirs or into the pipeline to which Lessee may connect wells on said land, the equal 17.2% of all oil produced and saved from the leased premises.
- 3. Lessee agrees to pay Lessors 17.2% of the gross proceeds each year, payably monthly, for the gas from each well where gas only is found, while the said is being used off the premises, and if used for the manufacture of gasoline, a royalty of 17.2% payable monthly, at the prevailing market rate for gas. Lessee shall have gas free of cost for operating any equipment used in the drilling operations.
  - 4. Lessee agrees to pay Lessors for gas produced from any oil well

SMITH, HOLMES, WILLIAMS & TURNER
Box 366
GRAND JUNCTION, COLORADO

419

and used off the premises or in the manufacture of gasoline or any other product, a royalty of 17.2% of the proceeds, payable monthly, at the prevailing market rate at the mouth of the well.

5. Subject only to spacing regulations imposed by the State of Utah, Lessee agrees to drill two additional wells during the year 1962 upon the above described real property to the BrushyBasin formation unless gas or oil is encountered in commercial quantities at a lesser depth.

In the event the first of such wells proves to be a dry hole or a non-commercial well then the obligation to drill a second well shall be discharged.

- the above described land than the entire and undivided interest therein, then the royalties herein provided for shall be paid by Lessee only on the proportion which Lessor's interest bears to the whole. It is understood that the Lessors own only the oil and gas rights lying in and under the above described real estate and Lessee shall pay damages to the owner of the surface caused by Lessee's operations under this lease.
- 7. Lessee shall have the right at any time to remove all machinery, fixtures and casing placed on said premises; provided, however, that the same shall be removed within sixty days after the termination of this lease.
- 8. It is further agreed that in the event gas is found and a market is not available because of the lack of a gas transmission line connection that a minimum royalty of \$1.00 per acre per year shall be paid to Lessors for each gas spacing unit as determined by the State of Utah until the gas can be marketed.
- 9. Lessee agrees to operate said producing wells and keep same in good repair and maintenance and to promptly and diligently market all oil and gas produced and saved therefrom to the best of his ability.
- 10. It is further agreed that Lessee shall have the right to quit claim back to Lessors any part of the balance of the acreage that he has not.

drilled at any time.

- 11. In the event Lessee is considered by Lessors to be in default of any terms of this agreement the Lessors shall notify Lessee by registered mail at the address given in this lease of such default and Lessee shall have thirty (30) days after receipt of such registered notice to correct such default.
- 12. Lessee agrees to hold Lessors free and clear of any financial obligations connected with the drilling and operation of this lease.
- 13. It is further agreed that in the event Lessee is prevented from drilling or completing any well by reason of any acts of God beyond Lessee's control that such period of time shall not apply to the conditions of this agreement.
- 14. It is further agreed that if Lessee should forfeit or quit claim any part of this lease he shall be allowed to hold any producing wells, or shut in gas wells, to the limit of the legal spacing for the producing unit.
- an obligation for rentals pursuant to that certain oil and gas lease dated September 4, 1959, between NICK PATSANTARAS, Lessor, and the Lessors herein. Lessors do covenant that they shall faithfully pay the rentals required by the said Lease at lease sixty (60) days prior to due date thereof, and at least sixty (60) days prior to due date thereof, they shall give notice of such payment to the Lessee herein at the address appearing hereinabove. If Lessors shall fail to make the said rental payments, then Lessee herein shall be entitled to make payment thereof and shall be further entitled to recoup any such payment made by the Lessee from the  $17_{2}\%$  royalty which may thereafter accrue to the Lessors herein as set forth hereinabove.
- 16. It is expressly understood and agreed that this instrument embraces the entire understanding and contract between the parties hereto and any and all prior agreements or representations both verbal and written made by either of the parties hereto or by any person acting on their behalf which

are not contained in this agreement are hereby declared to be invalid and of no force and effect.

17. It is further agreed that this lease cannot be assigned without the prior written consent of Lessors first had and obtained.

18. This lease shall be binding to all heirs and assigns of all parties hereto.

IN WITNESS WHEREOF, The parties have executed this lease the day and year first above written.

Raphael Pumpelly

STATE OF UTAH SS. COUNTY OF GRAND

The foregoing instrument was acknowledged before me this 22 Raphael Der, 1961, by Jerry Phillips, Eppie Capansay,

My commission expires:

Sept 7-1964

Setter Murkay day of November, 1961, by Jerry Phillips, Eppie Capansky, and/Pumpelly.

Notary Public

STATE OF UTAH
DIVISION OF OIL, GAS AND MINING

AND MIN	MEREN	LEASE DESIGNATION & SERIAL NO.
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DIVISITY , SF Oil GAG & HINING

GRAND JUNCTION

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## Drilling Fluids Associates,

P.O. BOX 2390

**GRAND JUNCTION, COLORADO 81502** 

6934

DATE INVOICED

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